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PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office
Rev. 10/95

U.S. Department of Commerce
Patent and Trademark Office

Application Number

09/502,120

Filing Date

February 10, 2000

First Named Inventor

Dan Meisburger

Group Art Unit Number

2881

Examiner Name

Kiet Nguyen

Total Number of Pages in This Submission

8**.

Attorney Docket Number

22120-04764

ENCLOSURES (check all that apply)

- Fee Transmittal Form (in duplicate)
 - Check Enclosed
- Return Receipt Postcard
- Response to Notice to File Missing Parts
- Assignment & Recordation Cover Sheet
- Declaration
- Power of Attorney
- Application Data Sheet
- Information Disclosure Statement & PTO-1449
 - Copies of IDS Cited References
- Request for Corrected Filing Receipt
- Request for Correction of Recorded Assignment
- Amendment/Response: [] Page(s)
 - After Final
- Status Request
- Revocation and Substitute Power of Attorney

- Issue Fee Transmittal
- Letter to Chief Draftsperson
- Formal Drawing(s):
 - [] Sheet(s) of Figure(s) []
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- Certified Copy of Priority Document(s)
- After Allowance Communication to Group
- _____
- _____
- _____
- _____
- _____
- _____

REMARKS: **Total number of pages does not include cited references.

SIGNATURE OF ATTORNEY OR AGENT

Signature

Attorney/Reg. No.:

Richard E. Brown/Reg. No. 47,453

Dated: 9/12/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:

Typed or Printed Name:

Richard E. Brown

Dated: 9/12/02

Express Mail Mailing Number (optional):

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SEP 23 2002
U.S. PATENT & TRADEMARK OFFICE

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SEP 20 2002
U.S. PATENT & TRADEMARK OFFICE

6092/PTO (modified)
Rev. 10/2001

U.S. Department of Commerce
Patent and Trademark Office

FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = **(\$180.00)**

Complete if Known	
Application Number	09/502,120
Filing Date	February 10, 2000
First Named Inventor	Dan Meisburger
Group Art Unit	2881
Examiner Name	Kiet Nguyen
Attorney Docket Number	22120-04764

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																			
<p>1. The Commissioner is hereby authorized to:</p> <p><input type="checkbox"/> Charge the indicated fees to the below mentioned deposit account.</p> <p><input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account.¹</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p> <p>Deposit Account Number: 19-2555 Deposit Account Name: FENWICK & WEST LLP</p> <p>A Duplicate Copy of this authorization is attached</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Other</p>		<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr> <td>105/\$130</td> <td>205/\$65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>127/\$50</td> <td>227/\$25</td> <td>Surcharge-late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>147/\$2,520</td> <td>147/\$2,520</td> <td>For filing a request for reexamination</td> <td></td> </tr> <tr> <td>115/\$110</td> <td>215/\$55</td> <td>Extension for response within first month¹</td> <td></td> </tr> <tr> <td>116/\$400</td> <td>216/\$200</td> <td>Extension for response within second month¹</td> <td></td> </tr> <tr> <td>117/\$920</td> <td>217/\$460</td> <td>Extension for response within third month¹</td> <td></td> </tr> <tr> <td>118/\$1,440</td> <td>218/\$720</td> <td>Extension for response within fourth month¹</td> <td></td> </tr> <tr> <td>128/\$1,960</td> <td>228/\$980</td> <td>Extension for response within fifth month¹</td> <td></td> </tr> <tr> <td>119/\$320</td> <td>219/\$160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>141/\$1,280</td> <td>241/\$640</td> <td>Petition to revive unintentionally abandoned application</td> <td></td> </tr> <tr> <td>142/\$1,280</td> <td>242/\$640</td> <td>Utility Issue Fee (Or Reissue)</td> <td></td> </tr> <tr> <td>143/\$460</td> <td>243/\$230</td> <td>Design Issue Fee</td> <td></td> </tr> <tr> <td>122/\$130</td> <td>122/\$130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>126/\$180</td> <td>126/\$180</td> <td>Submission of Information Disclosure Statement</td> <td>180</td> </tr> <tr> <td>179/\$740</td> <td>279/\$370</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>581/\$40</td> <td>581/\$40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>146/\$740</td> <td>246/\$370</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>149/\$740</td> <td>249/\$370</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td colspan="2"></td> <td>Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="2"></td> <td>Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="2"></td> <td>SUBTOTAL (3) (\$180.00)</td> <td></td> </tr> <tr> <td colspan="2"> <p>2. 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SUBMITTED BY

Typed or Printed Name **Richard E. Brown**

Complete (if applicable)

Reg. Number **47,453**

Signature

Richard E. Brown

Date

9/12/02

¹ Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PA TENT

#19103
ref
OKAY
5/21/03

APPLICANT(S): Dan Meisburger *et al.*
APPLICATION NO.: 09/502,120
FILING DATE: February 10, 2000
TITLE: INSPECTING OPTICAL MASKS WITH ELECTRON BEAM
MICROSCOPY
EXAMINER: Kiet Nguyen
GROUP ART UNIT: 2881
ATTY. DKT. NO.: 22120-04764

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: 9/12/02 By: Richard Brown
Richard E. Brown, Reg. No.: 47,453

COMMISSIONER FOR PATENTS
WASHINGTON, DC. 20231

INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449/PTO-8A listing references for consideration by the Examiner. Enclosed is a copy of each listed reference that may be material to the examination of this application, and for which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This Information Disclosure Statement is being filed:

within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first office action on the merits, whichever event last occurred;

- before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;
- after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; or (2) an action that otherwise closes prosecution in the application, and:
 - attached hereto is the fee set forth under 37 CFR § 1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
 - Applicant certifies pursuant to 37 CFR § 1.97(e) that:
 - each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement;
- before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; or (2) an action that otherwise closes prosecution in the application, and:
 - Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a

foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND

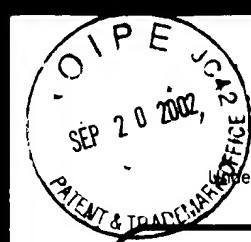
- attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
- after the payment of the issue fee. Applicant request that the information contained in this Information Disclosure Statement be placed in the file according to 37 CFR § 1.97(i), although the information may not be considered by the USPTO.
- This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. [APPLICATION NUMBER], filed on [FILING DATE], and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).
- Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).
- Applicant submits that no fee is required for the consideration of this Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
DAN MEISBURGER *ET AL.*

Dated: 9/12/02

By: Richard E. Brown
Richard E. Brown, Reg. No.: 47,453
Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
Tel.: (650) 848-7202
Fax.: (650) 494-1417



Substitute for form 1449A/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

Sheet

1

of

2

<i>Complete if Known</i>	
Application No.	09/502,120
Filing Date	February 10, 2000
First Named Inventor	Dan Meisburger
Art Unit	2881
Examiner Name	Kiet Nguyen
Attorney Docket Number	22120-04764

U.S. PATENT DOCUMENTS				
		Document No.		
Examiner Initials*	Cite No. ¹	Number – Kind Code ² (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US-		
		US-		

FOREIGN PATENT DOCUMENTS				
		Foreign Patent Document		
Examiner Initials*	Cite No. ¹	Country Code ³ – Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	A	63-266754	11/02/1988	Koshiba Hiroya et al.
	B	02-096606	04/09/1990	Korenaga Nobushige et al.
	C	02-051835	02/21/1990	Taniguchi Junichi
	D	58-204455	11/29/1983	Obara Kenji
	E	63-017523	01/25/1988	Tanaka Shoji
	F	02-015545	01/19/1990	Koshishiba Hiroya et al
	G	59-155941	09/05/1984	Hosoki Shigeyuki et al
	H	57-095056	06/12/1982	Kuji Tomohiro et al
	I	02-142045	05/31/1990	Kuroda Katsuhiro
	J	56-126752	10/05/1981	Kuji Norio et al
	K	02-158045	06/18/1990	Okabe Keiko
	L	60-057929	04/03/1985	Oshima Yoshimasa et al
	M	57-136320	08/23/1982	Ito Tsutomu et al
	N	01-261131	10/18/1989	Fujioka Satoshi et al
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Examiner Signature		Date Considered	
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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

Sheet

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Complete if Known	
Application No.	09/502,120
Filing Date	February 10, 2000
First Named Inventor	Dan Meisburger
Art Unit	2881
Examiner Name	Kiet Nguyen
Attorney Docket Number	22120-04764

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ – Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T ⁶
S	02-012847	01/17/1990	Sakurai Keizo		✓
T	02096606 A	04/09/1990	Korenaga Nobushige et al.		✓
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OTHER REFERENCES – NON-PATENT LITERATURE DOCUMENTS			
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